IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 30TH MARCH 2007 / 9TH CHAITHRA 1929

WP(C).No. 31093 of 2004(B)

PETITIONER:

RAJKUMAR N. DAVIDAR, MANAGING DIRECTOR
M/S. WALAYAR WOOD CRAFS (P) LTD.,
INDUSTRIAL AREA, KANJIKODE, PALAKKAD.

BY ADV. SRI.P.N.KRISHNANKUTTY ACHAN(SR.)
SRI.K.MOHANA KANNAN

RESPONDENTS:
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1. STATE OF KERALA, REPRESENTED BY
SECRETARY TO GOVERNMENT, INDUSTRIES
DEPARTMENT, THIRUVANANTHAPURAM.

2. THE DISTRICT INDUSTRIES CENTRE
REPRESENTED BY ITS GENERAL MANAGER,
PALAKKAD.

3. THE CIRCLE INSPECTOR OF POLICE,
WALAYAR, PALAKKAD.

BY SMT.T.B.REMANY.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 30/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.C.NO.31093/04

A P P E N D I X

PETITIONER'S EXHIBITS :

EXT.P1 : TRUE COPY OF LETTER SENT BY THE PETITIONER TO THE 2ND RESPONDENT DT. 15.9.1993.

EXT.P2 : TRUE COPY OF THE LETTER DT. 30.9.2004 ISSUED BY THE 2ND RESPONDENT TO MR.RAMAKRISHNAN, FORMER CHAIRMAN OF THE COMPANY.

EXT.P3 : TRUE COPY OF THE COMPLAINT FILED BEFORE THE 3RD RESPONDENT ON 13.10.2004.

EXT.P4 : TRUE COPY OF THE RECEIPTS OF PAYMENT OF ELECTRICITY CHARGES FOR THE MONTHS OF JUNE AND JULY 2004 REMITTED BY THE PETITIONER.

RESPONDENTS' EXHIBITS :

EXT.R2A LETTER NO.D2-2365/2003 DT. 20.8.2003 FROM DLO, PALAKKAD TO THE GENERAL MANAGER, DIC, PALAKKAD.

TGS

KURIAN JOSEPH, J.

W.P.(C) No.31093 of 2004

Dated 30th March, 2007.

J U D G M E N T

Petitioner is aggrieved by the steps taken for resumption of the industrial plot. It is seen from the counter affidavit filed on behalf of the second respondent that despite enquiry and notice, nobody has turned up. It is also stated that the unit is defunct. Admittedly, the petitioner has not received any notice. In the above circumstances, the writ petition is disposed of as follows :-

Ext.P2 will be treated as notice to the petitioner. He may submit his objections within one month from today. Thereafter, the second respondent will afford an opportunity for hearing to the petitioner and all other interested parties and will pass appropriate orders thereon in accordance with law, within another three months.

KURIAN JOSEPH, JUDGE.

tgs

KURIAN JOSEPH, J

O.P.No. of 2002

J U D G M E N T

Dated 30th March, 2007.